

Message Text

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20
ORIGIN PM-04

INFO OCT-01 EA-07 ISO-00 DODE-00 L-03 CIAE-00 INR-07

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DRAFTED BY PM/SAS:RMARRYOTT:RF

APPROVED BY PM/SAS - MR. JAMES

DOD/DSAA - COL. MILBURN

EA/RA - COL. BAILEY

L/PM - MR. BOREK

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R 200124Z DEC 75

FM SECSTATE WASHDC

TO AMEMBASSY CANBERRA

AMEMBASSY KUALA LUMPUR

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E.O. 11652: N/A/

TAGS: MASS, UK, AS, US

SUBJECT:AUSTRALIAN SALE OF AMMUNITION TO GOM

1. THE DEPARTMENT HAS RECEIVED A LETTER OF REQUEST FROM THE EMBASSY OF AUSTRALIA TO APPROVE THE SALE OF 245,000 M26 GRENADES AND 38,000 PDM FUZES BY THE GOVERNMENT OF AUSTRALIA TO THE GOVERNMENT OF MALAYSIA. IN ACCORDANCE WITH THE FOREIGN MILITARY SALES ACT, USG APPROVAL IS REQUIRED FOR TRANSFER OF U.S. ORIGIN EQUIPMENT/MUNITIONS TO A THIRD COUNTRY.

2. FOR CANBERRA: YOU MAY INFORM APPROPRIATE AUSTRALIAN OFFICIALS THAT USG IS PREPARED TO APPROVE THE SALE PENDING OUR RECEIPT OF STANDARD TRANSFER ASSURANCES IN WRITING FROM THE GOVERNMENT OF MALAYSIA. IN ADDITION, UNDER SECTION 3(A) OF FOREIGN MILITARY SALES ACT, WE HAVE NOTIFIED CONGRESS IN ADVANCE THAT WE INTEND TO APPROVE THE AMMUNITION

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TRANSFER. WHILE WE ANTICIPATE NO DIFFICULTIES WITH ABOVE

TWO REQUIREMENTS, YOU SHOULD EMPHASIZE TO AUSTRALIANS THAT
USG FINAL APPROVAL CAN NOT BE PROVIDED UNTIL BOTH OF THESE
STEPS ARE COMPLETED.

3. FOR KUALA LUMPUR: EMBASSY IS REQUESTED TO OBTAIN FROM THE GOM THIRD-PARTY TRANSFER ASSURANCES IN WRITING AS FOLLOWS: "THE MINISTRY OF FOREIGN AFFAIRS OF THE GOVERNMENT OF MALAYSIA PRESENTS ITS COMPLIMENTS TO THE EMBASSY OF THE UNITED STATES OF AMERICA AND HAS THE HONOR TO CALL TO THE ATTENTION OF THE EMBASSY THE PROPOSED PURCHASE BY GOM OF 245,000 M26 GRENADES AND 38,000 PDM 557 FUZES FROM THE GOVERNMENT OF AUSTRALIA. THE GOM UNDERSTANDS THAT THE CONSUMMATION OF THIS TRANSACTION IS DEPENDENT UPON THE RECEIPT BY THE GOVERNMENT OF AUSTRALIA OF WRITTEN CONSENT TO THE SALE FROM THE GOVERNMENT OF THE UNITED STATES, AND FURTHER UNDERSTANDS THAT IN KEEPING WITH UNITED STATES LAW AND REGULATIONS, THE GOVERNMENT OF THE UNITED STATES MAY GIVE SUCH CONSENT ONLY UPON BEING FURNISHED WITH ASSURANCES FROM GOM THAT IT WILL NOT TRANSFER BY ANY MEANS SUCH DEFENSE ARTICLES TO ANY OTHER COUNTRY, INTERNATIONAL ORGANIZATION, OR PERSON WITHOUT FIRST OBTAINING THE WRITTEN CONSENT OF THE GOVERNMENT OF THE UNITED STATES. IN ACCORDANCE WITH THE FOREGOING, GOM HEREBY GIVES ITS ASSURANCES THAT IT WILL NOT TRANSFER THE AMMUNITION WHICH IT PROPOSES TO PURCHASE FROM THE GOVERNMENT OF AUSTRALIA BY SALE, LEASE, RELEASE, ASSIGNMENT, LOAN, CONVEYANCE, OR ANY OTHER MEANS TO ANOTHER GOVERNMENT, INTERNATIONAL ORGANIZATION, OR PERSON WITHOUT FIRST OBTAINING THE WRITTEN APPROVAL OF THE UNITED STATES GOVERNMENT. (FORMAL CLOSE)".

4. PLEASE INFORM DEPARTMENT WHEN ABOVE ASSURANCES ARE RECEIVED AND PROVIDE COPY OF TEXT BY POUCH. (ATTENTION: PM/SAS). KISSINGER

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